



REGISTRAR OF REGULATIONS

06 APR -5 AM 11:01

COMMONWEALTH of VIRGINIA

Department of Health
DIVISION OF SHELLFISH SANITATION
109 Governor Street, Room 614-B
Richmond, VA 23219

Ph: 804-864-7487
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NOTICE AND DESCRIPTION OF SHELLFISH AREA CONDEMNATION NUMBER 006-143, GARDNER, JACKSON AND BONUM CREEKS

EFFECTIVE 14 APRIL 2006

Pursuant to Title 28.2, Chapter 8, §§28.2-803 through 28.2-808, §32.1-20, and §9-6.14:4.1, B.16 of the *Code of Virginia*:

1. The "Notice and Description of Shellfish Area Condemnation Number 006-143, Potomac River: Gardner, Jackson and Bonum Creeks," effective 5 May 2005, is cancelled effective 14 April 2006.
2. The "Notice and Description of Seasonally Condemned Shellfish Area at Marina Facility Designation M-208, Westmoreland County," effective 13 April 1989, is cancelled effective 14 April 2006.
3. Condemned Shellfish Area Number 006-143, shown as Sections A, B and C, is hereby established, effective 14 May 2006. It shall be unlawful for any person, firm, or corporation to take shellfish from these areas for any purpose, except by permit granted by the Marine Resources Commission, as provided in Section 28.2-810 of the *Code of Virginia*. The boundaries of these areas are shown on the map titled "Gardner, Jackson and Bonum Creeks, Condemned Shellfish Area Number 006-143, 14 April 2006" which is part of this notice.
4. Seasonally Condemned Shellfish Number 006-143, shown as Section M1, is hereby established, effective 14 April 2006, and shall remain in force annually thereafter for the period beginning the first day of April through the last day of October until rescinded. It is unlawful for any person, firm or corporation to take shellfish from this area during such period for any purpose, except by permit granted by the Marine Resources Commission, as provided in §28.2-810 of the *Code of Virginia*. The boundary of this area is shown on the map titled "Gardner, Jackson and Bonum Creeks, Condemned Shellfish Number 006-143, 14 April 2006" which is part of this notice.
5. The Department of Health will receive, consider and respond to petitions by any interested person at any time with respect to reconsideration or revision of this order.

BOUNDARIES OF CONDEMNED AREA NUMBER 006-143

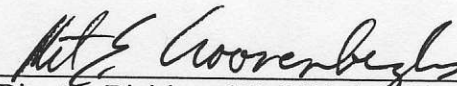
- A. The condemned area shall include all of Gardner Creek and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°06'48.1", -76°36'08.8") to map coordinate (38°06'46.9", -76°36'14.7").

VDH VIRGINIA
DEPARTMENT
OF HEALTH
Protecting You and Your Environment

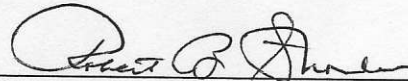
www.vdh.virginia.gov/shellfish

- B. The condemned area shall include all of Jackson Creek and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°06'25.0", -76°35'49.5") to map coordinate (38°06'24.6", -76°35'48.3").
- C. The condemned area shall include all of Bonum Creek and its tributaries lying upstream of a line drawn from latitude/longitude map coordinate (38°05'50.4", -76°34'54.0") to map coordinate (38°05'44.7", -76°34'50.8").
- M1. The condemned area shall include that portion of Ragged Point Bay, including all of the unnamed inlet, inland of a line drawn from latitude/longitude map coordinate (38°08'52.9", -76°36'40.6"), to map coordinate (38°08'11.1", -76°36'28.5") and to map coordinate (38°08'07.5", -76°36'35.3").

Recommended by:


Director, Division of Shellfish Sanitation

Ordered by:


State Health Commissioner

04/03/2006
Date

**Virginia Department of Health
Gardner, Jackson and Bonum Creeks
Condemned Shellfish Area Number 006-143
14 April 2006**

0 1,500 3,000 6,000
Feet

Chesapeake Bay
10-00-00



Condemned Shellfish Areas
(Sections A - C)



Condemned Shellfish Area
(Section M1)

